

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application ) PATENT APPLICATION  
Inventor(s): Livak, et al. )  
Application No.: 08/558,303 )  
Filed: November 15, 1995 )  
Title: HYBRIDIZATION ASSAY USING )  
SELF-QUENCHING FLUORESCENCE PROBE )  
\_\_\_\_\_  
)

DECLARATION FOR PATENT APPLICATION  
(CONTINUATION-IN-PART)

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe that I am the original, first and sole inventor (if one name is listed below), first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**HYBRIDIZATION ASSAY USING SELF-QUENCHING FLUORESCENCE PROBE**

the specification of which (check applicable ones):

is attached hereto;

was filed with the above-identified "Filed" date and "SC/Serial No."

was amended on (or amended through) .

The present application is a continuation-in-part of Prior Application, Application No. 08/340,558, filed: November 16, 1994 and may be considered to disclose and claim subject matter in addition to that disclosed in the Prior Application, and I hereby claim the benefit of 35 U.S.C. Section 120.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to the examination of the application in accordance with Title 37, Code of Federal Regulations, §1.56, including information which became available between the filing date of the Prior Application and the national or PCT international filing date of the present application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

(1) Full name of sole  
or first inventor: Kenneth J. Livak

(1) Residence: 1148 Polk Lane  
San Jose, CA  
95117

(1) Post Office Address: Same as Above

(1) Citizenship: United States of America

(1) Inventor's signature: Kenneth J. Livak

(1) Date: 2/22/96

(2) Full name of second  
joint inventor: Susan J.A. Flood

(2) Residence: 42931 Peachwood Street  
Fremont, CA  
94538

(2) Post Office Address: Same as Above

(2) Citizenship: United States of America

(2) Inventor's signature: Susan J. Flood

(2) Date: 2/21/96

(3) Full name of third  
joint inventor: Jeffrey Mamoro

(3) Residence: 15154 E. Wesley Avenue  
Aurora, CO  
80014

(3) Post Office Address: Same as Above

(3) Citizenship: United States of America

(3) Inventor's signature: \_\_\_\_\_

(3) Date: \_\_\_\_\_

(1) Full name of sole  
or first inventor: Kenneth J. Livak

(1) Residence: 1148 Polk Lane  
San Jose, CA  
95117

(1) Post Office Address: Same as Above

(1) Citizenship: United States of America

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(1) Date: \_\_\_\_\_

(2) Full name of second  
joint inventor: Susan J.A. Flood

(2) Residence: 42931 Peachwood Street  
Fremont, CA  
94538

(2) Post Office Address: Same as Above

(2) Citizenship: United States of America

(2) Inventor's signature:

(2) Date: \_\_\_\_\_

(3) Full name of third joint inventor: Jeffrey Marmaro

(3) Residence: 15154 E. Wesley Avenue  
Aurora, CO  
80014

(3) Post Office Address: Same as Above

(3) Citizenship: United States of America

(3) Inventor's signature: Jeff M. Marman

(3) Date: 2-22-96

(4) Full name of fourth joint inventor: Khairuzzaman Bashar Mullah

(4) Residence: 32804 Regents Blvd.  
Union City, CA  
94587

(4) Post Office Address: Same as Above

(4) Citizenship: Bangladesh

(4) Inventor's signature: KB Mullah

(4) Date: 2/21/96

(2) \_\_\_\_\_  
Susan J.A. Flood

(2) State of \_\_\_\_\_  
County of \_\_\_\_\_

On \_\_\_\_\_ before me, \_\_\_\_\_ personally appeared \_\_\_\_\_, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature

(3) \_\_\_\_\_  
Jeffrey Marmaro  
Jeffrey Marmaro  
Marmaro

(3) State of Colorado  
County of Denver

On 3/8/96 before me, Jeff M Marmaro, personally appeared \_\_\_\_\_ personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

BETH A. RODASTA  
NOTARY PUBLIC  
STATE OF COLORADO

Beth A Rodasta  
Signature  
My Commission Expires 12/14/99

(4) \_\_\_\_\_  
Khairuzzaman Bashar Mullah

(4) State of \_\_\_\_\_  
County of \_\_\_\_\_

On \_\_\_\_\_ before me, \_\_\_\_\_ personally appeared \_\_\_\_\_ personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

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Signature